IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 6175 of 2007

SHIV CHAND & ORS.
V/S
CIVIL JUDGE(J.D.) OSIAN & ORS

Mr. SAJJAN SINGH, for the appellant / petitioner

Date of Order : 27.9.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner, perused the impugned order.

In my view, the impugned order is eminently just and proper and doesn't require any interference in my writ jurisdiction. The plaintiff had filed a suit for recovery, possession and mesne profits. In such circumstances, the plaintiff could hardly pray for directing the defendant to pay the mesne profits or to deposit in the Court even during the pendency of the suit. The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/